

Blumberg & Wolk, LLC

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Counsel for Defendants Premier Orthopaedic and Sports Medicine Associates of Southern New Jersey, LLC, trading as Premier Orthopaedic Associates, Premier Orthopaedic Associates Surgical Center, LLC, Kimberly Yvette Smith, M.D., a/k/a Kimberly Yvette Smith-Martin, M.D., Thomas Dwyer, M.D., Rhaul Shah, M.D., John Catalano, M.D., Richard C. DiVerniero, M.D., and Richard Strauss, M.D.

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

IN RE: NEW ENGLAND COMPOUNDING
PHARMACY, INC. PRODUCTS
LIABILITY
LITIGATION

THIS DOCUMENT RELATES TO:

ALL CASES

MDL No. 2419
Docket No. 1:13-md-2419 (RWZ)

**PREMIER ORTHOPAEDIC ASSOCIATES, ET AL'S NOTICE OF JOINT FILING OF
PROPOSED DISCOVERY SCHEDULE**

Defendants Premier Orthopaedic and Sports Medicine Associates of Southern New Jersey, LLC, trading as Premier Orthopaedic Associates, Premier Orthopaedic Associates Surgical Center, LLC, Kimberly Yvette Smith, M.D., a/k/a Kimberly Yvette Smith-Martin, M.D., Thomas Dwyer, M.D., Rhaul Shah, M.D., John Catalano, M.D., Richard C. DiVerniero, M.D., Richard Strauss, M.D. (collectively, "Premier Defendants"), the Plaintiff Steering Committee ("PSC"), Box Hill Surgery Center, LLC, Ritu T. Bhambhani, M.D., and Ritu T. Bhambhani, M.D., LLC (Hereinafter "Box Hill Defendants"), and Box Hill Plaintiffs, pursuant to the Court's instructions at the March

10, 2016 status conference and following Order (Docket Number (“Dkt. No.”) 2737) hereby submit the following proposed joint discovery schedule:

EVENTS –AS TO PREMIER	DEADLINES
Close of Common-Issue Fact Discovery	08/01/2016
Plaintiff Common Expert Disclosures	10/01/16
Defense Common Expert Disclosures	12/01/16
Depositions of common experts completed	03/15/17
Submission of Census for Bellwether Process	03/15/17
Fact Specific discovery concludes	06/15/17
Plaintiff Case Specific Experts due	08/01/17
Defense Case Specific Experts due	9/15/17
Dispositive Motions and Daubert Motions	11/01/2017
Oppositions to Dispositive Motions and Daubert Motions filed.	Per Local Rules
Replies to Oppositions to Dispositive Motions and Daubert Motions	Per Local Rules
Hearing on Dispositive Motions and Daubert Motions	To be determined
Exchange of Proposed Pre-Trial Exhibits	Per Order of Court
Deposition Page and Line Designations	Per Order of Court
Deposition Page and Line Counter-Designations	Per Order of Court
Motions in Limine	Per Order of Court
Oppositions to Motions in Limine	Per Order of Court
Replies to Oppositions to Motions in Limine	Per Order of Court
Hearing on Motions in Limine	Per Order of Court
Final Pretrial Conference	To be determined, Parties request 30 days before any Trial
Cases are Trial Ready	February 2018

The Premier Defendants conferred with the PSC, Box Hill Defendants, and Box Hill Plaintiffs, and have come to resolution on the matters noted in the Premier Defendants’ March 23, 2016 request for a seven-day extension to file said proposed schedule (Dkt. No. 2758). Undersigned counsel represents that all counsel for the parties named herein have been consulted and agreed to the dates contained in the schedule above.

Dated: March 31, 2016

Respectfully submitted,

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/s/ Christopher M. Wolk
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CERTIFICATION

I certify that in submitting this *NOTICE*, I caused a copy of the above to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access these filings through the Court's System, and notice of these filings will be sent to these parties by operation of the Court's electronic filing system.

Dated: March 31, 2016

/s/ Christopher M. Wolk
Christopher M. Wolk, Esq.